

A BILL

To be entitled

An Act relating to professional sanitarians; providing for the establishment of a State Board of Registration for Professional Sanitarians; and prescribing its powers, duties and functions; dealing with qualifications, appointment, removal, compensation and expenses of members thereof; providing for registration of professional sanitarians and sanitarians in training, and for issuance, renewal, revocation, and reinstatement of certificates of registration, and fixing fees therefor; providing for expenditure of funds collected under provisions of the Act and fixing purposes for which such funds may be used; prohibiting use of the title or designation of "sanitarian" in any public or private employment in this State unless the person employed is registered hereunder and providing a penalty for violation; providing for severability; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. State Board of Registration for Professional Sanitarians

In order to safeguard life, health and property, and to establish and protect the professional status of those persons whose duties in environmental sanitation call for knowledge of the physical, the biological and the social sciences, there is hereby established a State Board of Registration for Professional Sanitarians. It shall be the duty of the State Board of Registration for Professional Sanitarians to carry out the provisions of this Act.

Sec. 2. As used in this Act:

(a) The term "field of sanitation" means the study, art, and technique of applying scientific knowledge for the improvement of the environment of man for his health and welfare.

(b) The term "sanitarian" means a person trained in the field of sanitary science to carry out educational and inspectional duties in the field of environmental sanitation.

(c) The term "Board" means the State Board of Registration for Professional Sanitarians.

Sec. 3. Payment of Administrative Costs. The cost of administering this Act shall be paid from the funds collected hereunder, and such funds shall not be used for any other purpose, except as herein provided.

Don Carness

McElroy

Boggs

Richards

Shompson

B. Atwell

Almon Beckham

Collins

Lack

Lattimore

Haynes

Insert
①

Sec. 4. Appointment of Members of the Board. The Board shall consist of six (6) persons who shall be appointed by the Governor and confirmed by the Senate. Such persons first designated as members shall be persons subject to registration under this Act and who are members of the Texas Association of Sanitarians in good standing. The members originally appointed shall serve for the following term: two (2) members for one (1) year, two (2) members for two (2) years, and two (2) members for three (3) years, from the effective date of their appointment. Thereafter, on the expiration of the term of any member of the Board, the Governor shall appoint for a term of three (3) years a registered professional sanitarian having the qualifications set forth in this Act. Vacancies shall be filled by appointment by the Governor for the remainder of the term.

Sec. 5. Qualifications of Members of the Board. Each member of the Board shall be a citizen of the United States, at least thirty (30) years of age, and shall have been a resident of the State of Texas and engaged in the field of environmental sanitation for at least five (5) years prior to the time of his appointment. The members of the Board shall qualify by taking the constitutional oath of office before an officer authorized to administer oaths in this State, and by presentation of such oath of office with their appointment, the Secretary of State shall issue commissions to them which shall be evidence for them to act as such.

Sec. 6. Officers of the Board: Seal; Rules; Quorum; Meetings; Salaries and Expenses. The members of the Board shall, as soon as appointed by the Governor, organize and annually thereafter in the month of June, elect from their number a president, and a secretary who shall also be the treasurer. The Secretary shall continue in office at the pleasure of the Board. The Board shall have a common seal. It shall make and adopt all necessary rules not inconsistent with the laws of this State or the United States whereby to perform the duties and to transact the business required under the provisions of this Act. It shall hold at least two (2) meetings each year to review applications for registration as professional sanitarians and to transact such other business as may be necessary to carry out the provisions of this Act.

Special meetings of the Board shall be called by the secretary upon written request of any two (2) Board members, or upon a written request signed by ten (10) registered sanitarians of Texas. Four (4) members of the Board shall constitute a quorum. All Board meetings shall be in Austin, Texas, unless otherwise requested by a majority of the Board.

The six (6) members of the Board shall receive no fixed salary but each shall be allowed for each and every day in attending the meetings of the Board the sum of Ten Dollars (\$10.00), including time spent in travel to and from such meetings and said members shall be allowed traveling and such other expenses reasonably incurred while in the performance of official duty to be evidenced by vouchers.

Sec. 7. Audit; Annual Report. The funds collected under this Act and all appropriations to the Board shall be subject to audit by the State Auditor. The secretary of the Board shall mail a copy of the report to each registered professional sanitarian and sanitarian in training.

Sec. 8. Record of Proceedings; Register of Application. The Board shall keep a record of its proceedings, and a register of all applications for registration, which register shall show: (a) the place of residence, name and age of each applicant; (b) the name and address of employer or business connection of each applicant; (c) the date of the application; (d) complete information on educational and experience qualifications; (e) the action of the Board; (f) the serial number of the certificate of registration issued to the applicant; (g) the date on which the Board reviewed and acted on the application; (h) such other information as may be deemed necessary by the Board.

Sec. 9. Certificates of Registration; Eligibility for Registration. The Board, upon application on the form prescribed by it, and upon the payment of a fee of Twenty Dollars (\$20.00), shall issue a certificate of registration as a professional sanitarian to any person who has the qualifications stipulated under the provisions of this Act, and who submits evidence by passing a written examination prescribed by the Board satisfactory to the Board that the applicant is qualified under the provisions of this Act. In evaluating the evidence submitted to it, the Board shall carefully consider the applicant's knowledge and understanding of the principles of sanitation, the physical, biological, and social sciences, provided that:

(a) Any person who, within six (6) months after the effective date of this Act, submits under oath evidence satisfactory to the Board that he has been a resident of the State of Texas for at least one (1) year immediately preceding the date of application, and that he was employed in the field of sanitation for a period of one (1) year prior to the effective date of this Act may be registered as a professional sanitarian;

(b) Any person, other than those covered under paragraph (a), who after the effective date of this Act applies for registration shall have had not less than two (2) years of Professional full time experience in the field of sanitation and shall have a B. S. Degree or equivalent from an accredited college or university with at least eighteen (18) semester hours' work in physical, natural, and biological science and/or public health, together with such other qualifications as may be established by the Board in accordance with provisions stipulated herein for the adoption of rules and regulations; provided, that persons employed in the field of sanitation who meet all qualifications for registration as a professional sanitarian as authorized herein, except the qualifications of experience, shall, upon the approval by the Board and after payment of a fee of Ten Dollars (\$10.00) and by passing a written examination prescribed by the Board, be granted a certificate of Sanitarian in Training, which certificate shall remain in effect unless revoked by the Board for a period not to exceed two (2) years after date of issue.

Sec. 10. Renewal of Certificates; Fee; Delinquency and Reinstatement. Every professional sanitarian registered under the provisions of this Act who desire to continue in the field of sanitation shall annually pay to the secretary of the Board a fee to be fixed by the Board for the annual renewal of each license, but the fee for renewal of license shall not be fixed in excess of Ten Dollars (\$10.00). Certificates of registration revoked for failure to pay renewal fees shall be reinstated under the rules and regulations of the Board.

Sec. 11. Suspension or Revocation of Certification; Refusing Registration. The Board shall have the power to suspend or revoke the certificate of registration of any registrant for the practice of any fraud or deceit in obtaining registration, or any gross negligence, incompetency, or misconduct in the practice of professional sanitation.

The Board may refuse to issue a certificate to any one whose certificate or license to engage in sanitation or in any other profession has been revoked, in this State or elsewhere, on the ground of unprofessional conduct, fraud, deceit, negligence, or misconduct in the practice of his profession; and it may also refuse to issue a certificate to anyone upon satisfactory proof that he has been guilty of any of these charges in the practice of sanitation or any other profession. No such suspension or revocation of a certificate or refusal to register shall be permitted until at such time as a hearing is held and the person affected given the opportunity to answer the charges that may have been filed against him with the Board.

Sec. 12. Deposit of Fees. Upon and after the effective date of this Act, all moneys derived from fees, assessments, or charges under this Act shall be paid by the Board into the State Treasury for safekeeping, and shall by the State Treasurer be placed in a separate fund to be available for use of the Board in the administration of the Act upon requisition by the Board. All such moneys so paid into the State Treasury are hereby allocated to the Board for the purpose of paying the salaries and expenses of all persons employed or appointed as provided herein for the administration of this Act, and all other expenses necessary and proper for the administration of this Act, including equipment and maintenance of any supplies for such offices or quarters as the Board may occupy, and necessary traveling expenses for the Board or persons authorized to act for it when performing duties hereunder, at the request of the Board.

The Comptroller shall, upon requisition of the Board, from time to time, draw warrants upon the State Treasurer for the amount specified in such requisition, not exceeding, however, the amount in such fund at the time of making any requisition; provided, however, that all moneys expended in the administration of this Act shall be specified and determined by itemized appropriation in the General Departmental Appropriation Act or other appropriation acts. At the end of a fiscal year, any unused portion of said fund in excess of the amount appropriated for the following fiscal year shall be set over and paid into the General Revenue Fund.

Sec. 13. Reciprocity. Agreements for reciprocity with those states having a registered Sanitarian's Act may be entered into by the Board under such rules and regulations as the Board may prescribe.

Sec. 14. Offenses. After six (6) months from the effective date of this Act, no person engaging or offering to engage in work in the field of sanitation, in this State shall represent himself to be a sanitarian, or use any title containing the word "sanitarian" or accept or retain any public or private employment in a position under a designation containing the word "sanitarian", unless he is a registrant in good standing with the Board, either as a registered professional sanitarian or as a sanitarian in training. Provided, however, any person who has registered with the Board as a sanitarian in training shall designate himself as a Junior Sanitarian. Any person who violates any provisions of this Section shall be guilty of a misdemeanor and shall be fined not less than Ten Dollars (\$10.00) nor more than Two Hundred Dollars (\$200.00).

Sec. 15. If any provision of this Act or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

Sec. 16. The need of providing a Board and prescribing the qualifications, duties and functions in order to render the necessary services for the preservation of the public health and safety creates an emergency and imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and this Rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

FORM C

(For a favorable report on a bill where a "committee substitute" was recommended by the committee.)

COMMITTEE ROOM

Date July 1, 1953

HON. BYRON M. TUNNELL

Speaker of the House of Representatives.

Sir:

We, your Committee on State Affairs, to whom was referred H. B. No. 94, have had the same under consideration and beg to report back with recommendation that it do pass, and be not printed.

Committee Substitute was recommended and is to be printed in lieu of the original bill.



Chairman.

(A "committee substitute" in the case of a bill is in the form of two suggested amendments, a new body and a new caption. Under the Rules a committee may authorize the printing of the "committee substitute" in lieu of the original bill. If the original caption is adequate, the "committee substitute" should be only a new body; and in such case the original caption should be printed along with the suggested new body.)

Sheet ①

Committee Amendment No. 1 to HB 94

COMMITTEE AMENDMENT
NO. 1

Inaegr

Amend HB 94 by striking all below the enacting clause and substituting in lieu thereof the following:

Section 1. Purpose. In order to safeguard life, health and property, and to establish and protect the professional status of those persons whose duties in environmental sanitation call for knowledge of the physical, the biological and the social sciences, there is hereby established a program for the Registration for Professional Sanitarians. It shall be the duty of the State Board of Health to carry out the provisions of this Act.

Sec. 2. As used in this Act:

(a) The term "field of sanitation" means the study, art, and technique of applying scientific knowledge for the improvement of the environment of man for his health and welfare.

(b) The term "sanitarian" means a person trained in the field of sanitary science to carry out educational and inspectional duties in the field of environmental sanitation.

(c) The term "Board" means the State Board of Health.

Sec. 3. Payment of Administrative Costs. The cost of administering this Act shall be paid from funds appropriated to the State Department of Health.

Sec. 4. Audit; Annual Report. The funds collected under this Act and all appropriations to the Board shall be subject to audit by the State Auditor. The Board shall preserve a copy of all annual reports and State Audit reports issued with respect to this Act.

Sec. 5. Record of Proceedings; Register of Application.

The Board shall keep a record of all proceedings with respect to this Act, and a register of all applications for registration, which register shall show: (a) the place of residence, name and age of each applicant; (b) the name and address of employer or business connection of each applicant; (c) the date of the application; (d) complete information on educational and experience qualifications; (e) the action of the Board; (f) the serial number of the certificate of registration issued to the applicant; (g) the date on which the Board reviewed and acted on the application; (h) such other information as may be deemed necessary by the Board.

Sec. 6. Certificates of Registration; Eligibility for Registration. The Board, upon application on the form prescribed by it, and upon the payment of a fee of Ten Dollars (\$10.00), shall issue a certificate of registration as a professional sanitarian to any person who has the qualifications stipulated under the provisions of this Act, and who submits evidence by passing a written examination prescribed by the Board satisfactory to the Board that the applicant is qualified under the provisions of this Act. In evaluating the evidence submitted to it, the Board shall carefully consider the applicant's knowledge and understanding of the principles of sanitation, the physical, biological, and social sciences, provided that:

(a) Any person who, within six (6) months after the effective date of this Act, submits under oath evidence satisfactory to the Board that he has been a resident of the State of Texas for at least one (1) year immediately preceding the date of application, and that he was employed in the field of sanitation for a period of one (1) year prior to the effective date of this Act may be registered as a professional sanitarian;

(b) Any person, other than those covered under paragraph (a), who after the effective date of this Act applies for registration shall have had not less than one (1) year of full-time experience in the field of sanitation and shall have completed training, either accredited or non-accredited, in the basic sciences and/or public health to the extent deemed necessary by the Board in order to effectively serve as a registered sanitarian. A college degree in the basic sciences shall not be required under this Act in order to qualify as a sanitarian, but satisfactory training, together with such other qualifications as may be established by the Board in accordance with provisions stipulated herein shall be established in the rules and regulations adopted under this Act; provided, that persons employed in the field of sanitation who meet all qualifications for registration as a professional sanitarian as authorized herein, except the qualifications of experience, shall, upon the approval by the Board and after payment of a fee of Five Dollars (\$5.00) and by passing a written examination prescribed by the Board, be granted a certificate of Sanitarian in Training,

Insert
3) which certificate shall remain in effect unless revoked by the Board for a period not to exceed one (1) year after date of issue.

Sec. 7. Renewal of Certificates; Fee; Delinquency and Reinstatement. Every professional sanitarian registered under the provisions of this Act who desires to continue in the field of sanitation shall annually pay to the Board a fee to be fixed by the Board for the annual renewal of each license, but the fee for renewal of license shall not be fixed in excess of Ten Dollars (\$10.00). Certificates of registration revoked for failure to pay renewal fees shall be reinstated under the rules and regulations of the Board.

Sec. 8. Suspension or Revocation of Certification; Refusing Registration. The Board shall have the power to suspend or revoke the certificate of registration of any registrant for the practice of any fraud or deceit in obtaining registration, or any gross negligence, incompetency, or misconduct in the practice of professional sanitation. The Board may refuse to issue a certificate to any one whose certificate or license to engage in sanitation or in any other profession has been revoked, in this State or elsewhere, on the ground of unprofessional conduct, fraud, deceit, negligence, or misconduct in the practice of his profession; and it may also refuse to issue a certificate to anyone upon satisfactory proof that he has been guilty of any of these charges in the practice of sanitation or any other profession. No such suspension or revocation of a certificate or refusal to register shall be permitted until at such time as a hearing is held and the person affected given the opportunity to answer the charges that may have been filed against him with the Board.

Sec. 9. Deposit of Fees. Upon and after the effective date of this Act, all moneys derived from fees, assessments, or charges under this Act shall be paid by the Board into the State Treasury for safekeeping, and shall by the State Treasurer be placed in the General Revenue fund of the State of Texas.

Sec. 10. Advisory Board. The Board is authorized to appoint a Sanitarian Advisory Board to assist in the establishing of rules and regulations under this Act, said Advisory Board to consist of not

over five (5) members. The Sanitarian Advisory Board shall meet at the request of the Board, and the State Comptroller is authorized to pay travel expenses of the Sanitarian Advisory Board at the same rate paid regular employees of the State when such expenses have been approved by the Board, but for not over four (4) meetings in any one (1) State fiscal year.

Sec. 11. Reciprocity. Agreements for reciprocity with those states having a registered Sanitarian's Act may be entered into by the Board under such rules and regulations as the Board may prescribe.

Sec. 12. Offenses. After six (6) months from the effective date of this Act, no person engaging or offering to engage in work in the field of sanitation in this State shall represent himself to be a sanitarian, or use any title containing the word "sanitarian" ~~or any title containing the word "sanitarian" in any public or quasi-public employment or position~~ ~~under a designation containing the word "sanitarian"~~, unless he is a registrant in good standing with the Board, either as a registered professional sanitarian or as a sanitarian in training. Provided, however, any person who has registered with the Board as a sanitarian in training shall designate himself as a Junior Sanitarian. Any person who violates any provisions of this Section shall be guilty of a misdemeanor and shall be fined not less than Ten Dollars (\$10.00) nor more than Two Hundred Dollars (\$200.00).

Insert
Dec. 13
(2) Sec. 14. If any provision of this Act or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

Sec. 14. The need of prescribing the qualifications, duties and functions of professional sanitarians in order to render the necessary services for the preservation of the public health and safety creates an emergency and imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and this Rule is hereby suspended, ~~and that this Act take effect and be in force from and after its passage;~~ and it is so enacted.

DATE MAY 17 1968

READ AND ADOPTED

Dorothy Hallman
HOUSE OF REPRESENTATIVES

(1)
AMENDMENT NO. _____

BY: _____

Jim Markgraf

Insert
② Amend Committee Substitute to H.B. 94 by renumbering Section 13 to Section 14 and and appropriately renumbering the remaining sections, so as to provide that Section 13 shall read as follows:

"Sec. 13. The effective date of this Act shall be September 1, 1963."

DATE MAY 14 1963

READ AND ADOPTED

Dorothy Hallman
CHIEF CLERK
HOUSE OF REPRESENTATIVES

JBH

(2)
AMENDMENT NO. _____

BY: _____

Jim Markgraf

Amend Committee Substitute to H.B. 94 by striking the following words in
the ~~amend~~ emergency clause:

"and that this Act take effect and be in force from and after its passage,"

DATE MAY 17 1963

READ AND ADOPTED

Dorothy Hallman
CHIEF CLERK
HOUSE OF REPRESENTATIVES

JBT

(3)

AMENDMENT# _____

BY

Jim Markgraf

Amend Committee Substitute to House Bill 94 by adding a new paragraph in Section 6 to read as follows:

Insert
(3)
"Nothing in this Act is applicable for registered professional engineers, medical doctors, dentists, registered nurses or any other professional groups or individuals duly registered and licensed by the State of Texas and they are excluded for all intents and purposes."

MAY 17 1963

DATE _____

READ AND ADOPTED

Dorothy Hallman
HOUSE OF REPRESENTATIVES

SBH

AN ACT relating to professional sanitarians; providing for the establishment of a system & ^{within the State Board of Health} procedure, for licensing & registration of professional sanitarians & sanitarians in ~~under the State Board of Health~~, training, & for issuance, renewal, revocation & reinstatement of certificates of registrations, & fixing fees therefor; providing for expenditure of funds collected under provisions of the Act & fixing purposes for which such funds may be used; prohibiting use of the title or designation of "sanitarian" in any public or private employment in this State unless the person so employed is registered hereunder & providing a penalty for violation; providing for severability; & declaring an emergency.

By: Markgraf, et al

H. B. No. 94

A BILL TO BE ENTITLED

AN ACT

relating to professional sanitarians; providing for the establishment of a system and procedure within the State Board of Health for licensing and registration of professional sanitarians and sanitarians in training, and for issuance, renewal, revocation and reinstatement of certificates of registrations, and fixing fees therefor; providing for expenditure of funds collected under provisions of the Act and fixing purposes for which such funds may be used; prohibiting use of the title or designation of "sanitarian" in any public or private employment in this State unless the person so employed is registered hereunder and providing a penalty for violation; providing for severability; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. Purpose. In order to safeguard life, health and property, and to establish and protect the professional status of those persons whose duties in environmental sanitation call for knowledge of the physical, the biological and the social sciences, there is hereby established a program for the Registration for Professional Sanitarians. It shall be the duty of the State Board of Health to carry out the provisions of this Act.

Sec. 2. As used in this Act:

(a) The term "field of sanitation" means the study, art, and technique of applying scientific knowledge for the improvement of the environment of man for his health and welfare.

(b) The term "sanitarian" means a person trained in the field of sanitary science to carry out educational and inspectional duties in the field of environmental sanitation.

(c) The term "Board" means the State Board of Health.

Sec. 3. Payment of Administrative Costs. The cost of administering this Act shall be paid from funds appropriated to the State Department of Health.

Sec. 4. Audit; Annual Report. The funds collected under this Act and all appropriations to the Board shall be subject to audit by the State Auditor. The Board shall preserve a copy of all annual reports and State Audit reports issued with respect to this Act.

Sec. 5. Record of Proceedings; Register of Application. The Board shall keep a record of all proceedings with respect to this Act, and a register of all applications for registration, which register shall show: (a) the place of residence, name and age of each applicant; (b) the name and address of employer or business connection of each applicant; (c) the date of the application; (d) complete information on educational and experience qualifications; (e) the action of the Board; (f) the serial number of the certificate of registration issued to the applicant; (g) the date on which the Board reviewed and acted on the application; (h) such other information as may be deemed necessary by the Board.

Sec. 6. Certificates of Registration; Eligibility for Registration. The Board, upon application on the form prescribed

by it, and upon the payment of a fee of Ten Dollars (\$10), shall issue a certificate of registration as a professional sanitarian to any person who has the qualifications stipulated under the provisions of this Act, and who submits evidence by passing a written examination prescribed by the Board satisfactory to the Board that the applicant is qualified under the provisions of this Act. In evaluating the evidence submitted to it, the Board shall carefully consider the applicant's knowledge and understanding of the principles of sanitation, the physical, biological, and social sciences, provided that:

(a) Any person who, within six (6) months after the effective date of this Act, submits under oath evidence satisfactory to the Board that he has been a resident of the State of Texas for at least one (1) year immediately preceding the date of application, and that he was employed in the field of sanitation for a period of one (1) year prior to the effective date of this Act may be registered as a professional sanitarian;

(b) Any person, other than those covered under paragraph (a), who after the effective date of this Act applies for registration shall have had not less than one (1) year of full-time experience in the field of sanitation and shall have completed training, either accredited or nonaccredited, in the basic sciences and/or public health to the extent deemed necessary by the Board in order to effectively serve as a registered sanitarian. A college degree in the basic sciences shall not be required under this Act in order to qualify as a sanitarian, but satisfactory training, together with such other qualifications as may be established by the Board

in accordance with provisions stipulated herein shall be established in the rules and regulations adopted under this Act; provided, that persons employed in the field of sanitation who meet all qualifications for registration as a professional sanitarian as authorized herein, except the qualifications of experience, shall, upon the approval by the Board and after payment of a fee of Five Dollars (\$5) and by passing a written examination prescribed by the Board, be granted a certificate of Sanitarian in Training, which certificate shall remain in effect unless revoked by the Board for a period not to exceed one (1) year after date of issue.

Nothing in this Act is applicable for registered professional engineers, medical doctors, dentists, registered nurses or any other professional groups or individuals duly registered and licensed by the State of Texas and they are excluded for all intents and purposes.

Sec. 7. Renewal of Certificates; Fee; Delinquency and Reinstatement. Every professional sanitarian registered under the provisions of this Act who desires to continue in the field of sanitation shall annually pay to the Board a fee to be fixed by the Board for the annual renewal of each license, but the fee for renewal of license shall not be fixed in excess of Ten Dollars (\$10). Certificates of registration revoked for failure to pay renewal fees shall be reinstated under the rules and regulations of the Board.

Sec. 8. Suspension or Revocation of Certification; Refusing Registration. The Board shall have the power to suspend or revoke the certificate of registration of any registrant for the practice of any fraud or deceit in obtaining registration, or any gross negligence, incompetency, or misconduct in the practice of professional sanitation. The Board may refuse to issue a certificate to any one whose certificate or license to engage in sanitation or in any other profession has been revoked, in this State or elsewhere, on the ground of unprofessional conduct, fraud, deceit, negligence, or misconduct in the practice of his profession; and it may also refuse to issue a certificate to anyone upon satisfactory proof that he has been guilty of any of these charges in the practice of sanitation or any other profession. No such suspension or revocation of a certificate or refusal to register shall be permitted until at such time as a hearing is held and the person affected given the opportunity to answer the charges that may have been filed against him with the Board.

Sec. 9. Deposit of Fees. Upon and after the effective date of this Act, all moneys derived from fees, assessments, or charges under this Act shall be paid by the Board into the State Treasury for safekeeping, and shall by the State Treasurer be placed in the General Revenue Fund of the State of Texas.

Sec. 10. Advisory Board. The Board is authorized to appoint a Sanitarian Advisory Board to assist in the establishing of rules and regulations under this Act, said Advisory Board to consist of not over five (5) members. The Sanitarian Advisory Board shall meet at the request of the Board, and the State Comptroller is

authorized to pay travel expenses of the Sanitarian Advisory Board at the same rate paid regular employees of the State when such expenses have been approved by the Board, but for not over four (4) meetings in any one (1) State fiscal year.

Sec. 11. Reciprocity. Agreements for reciprocity with those states having a registered Sanitarian's Act may be entered into by the Board under such rules and regulations as the Board may prescribe.

Sec. 12. Offenses. After six (6) months from the effective date of this Act, no person engaging or offering to engage in work in the field of sanitation in this State shall represent himself to be a sanitarian, or use any title containing the word "sanitarian" unless he is a registrant in good standing with the Board, either as a registered professional sanitarian or as a sanitarian in training. Provided, however, any person who has registered with the Board as a sanitarian in training shall designate himself as a Junior Sanitarian. Any person who violates any provisions of this Section shall be guilty of a misdemeanor and shall be fined not less than Ten Dollars (\$10) nor more than Two Hundred Dollars (\$200).

Sec. 13. The effective date of this Act shall be September 1, 1963.

Sec. 14. If any provision of this Act or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

H. B. No. 94

Sec. 15. The need of prescribing the qualifications, duties and functions of professional sanitarians in order to render the necessary services for the preservation of the public health and safety creates an emergency and imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and this Rule is hereby suspended, and it is so enacted.

Austin, Texas

5/21, 1963

Honorable Preston Smith

President of the Senate

Sir:

We, your Committee on Public Health
to which was referred H. B. No. 94, have had the same under
consideration, and we are instructed to report it back to the
Senate with the recommendation that it do ____ pass ____
_____, and be printed.

Colson
Chairman

Kennard

Guthrie

Helm

W. B. B.

Hall

Patman

Richter

94

A BILL

TO BE ENTITLED

AN ACT relating to professional sanitarians; providing for the establishment of a State Board of Registration for Professional Sanitarians; and prescribing its powers, duties and functions; dealing with qualifications, appointment, removal, compensation and expenses of members thereof; providing for registration of professional sanitarians and sanitarians in training, and for issuance, renewal, revocation, and reinstatement of certificates of registration, and fixing fees therefor; providing for expenditure of funds collected under provisions of the Act and fixing purposes for which such funds may be used; prohibiting use of the title or designation of "sanitarian" in any public or private employment in this State unless the person employed is registered hereunder and providing a penalty for violation; providing for severability; and declaring an emergency

FILED

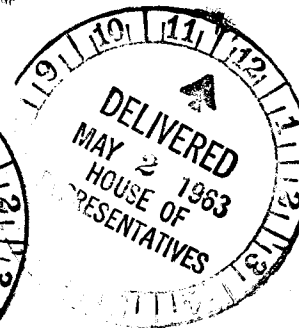
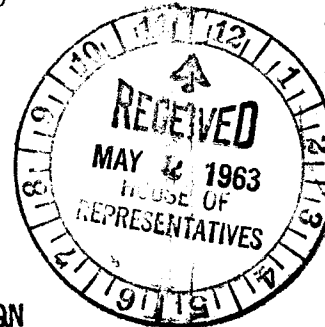
JAN 18 1963

JAN 21 1963

READ 1ST TIME
AND REFERRED TO COMMITTEE ON

State Affairs

MAY 1 1963

REPORTED FAVORABLY
AS AMENDED

MAY 17 1963

READ SECOND

TIME Amended ANDORDERED by ENGROSSED,non-record voteDorothy Hallman

Chief Clerk, House of Representatives

MAY 17 1963

MOTION TO RECONSIDER THE VOTE BY WHICH HB #94 WAS engrossed ADOPTED / ~~PASSED~~ AND TO TABLE THE MOTION TO RECONSIDER PREVAILED ~~PASSED~~ BY A non-record vote

Dorothy Hallman
CHIEF CLERK HOUSE OF REPRESENTATIVES

MAY 17 1963 SENT TO ENGROSSING CLERK

Caption amended to conform to body of bill under authority of Rule IV, Sec. 5, Rules of the House of Representatives.

5/17/63

(Date)

Anna Guppin
(Engrossing and Enrolling Clerk)

APPROVED:

Jim Markgraf
(Author)

MAY 2 1963

RETURNED FROM PRINTER, SENT TO SPEAKER

By: Markgraf, et al

H. B. No. 94

A BILL TO BE ENTITLED

AN ACT

relating to professional sanitarians; providing for the establishment of a system and procedure within the State Board of Health for licensing and registration of professional sanitarians and sanitarians in training, and for issuance, renewal, revocation and reinstatement of certificates of registrations, and fixing fees therefor; . . . etc.; and declaring an emergency.

1-18-63 Filed.

1-21-63 Read first time and referred to Committee on State Affairs.

5- 1-63 Reported favorably as amended, sent to printer.

5- 2-63 Returned from printer, sent to Speaker.

5-17-63 Read second time, amended and ordered engrossed by a non-record vote.

Dorothy Hallman
Chief Clerk, H. of R.

5-17-63 Sent to Engrossing Clerk.

5-17-63 Engrossed.

MAY 20 1963

IN THE SENATE

Received from
the House,

Orea Ruppel
Engrossing Clerk, H. of R.

MAY 18 1963 RETURNED FROM ENGROSSING CLERK

MAY 20 1963

Read first time
and referred to Committee
on Public Health

MAY 21 1963 Reported Favorably.

MAY 21 1963

Senate refused to
re-commit to Committee
on Public Health, by
viva voce vote.

MAY 18 1963

Read third time
and Passed
non-record
by following vote

Dorothy Hallman
Chief Clerk
HOUSE OF REPRESENTATIVES

MAY 18 1963

MOTION TO RECONSIDER THE VOTE BY
WHICH HB #94
ADOPTED / PASSED AND TO TABLE THE MOTION TO RECONSIDER PREVAILED PASSED BY A non-record VOTE

AYES AND
Dorothy Hallman
CHIEF CLERK HOUSE OF REPRESENTATIVES

MAY 18 1963

SENT TO THE SENATE